IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1078 OF 2005
IN
APPEAL FROM ORDER STAMP NO. 20354 OF 2005

Shri Prakash Gopal Dixit .. Applicant

Vs.

1. Sonali Prakash Dixit
and anr. .. Respondents

Mr. Priten P. Killedar for applicant.

CORAM: B.H. MARLAPALLE, J.
Date : October 03, 2005.

P.C.:

. Heard Mr. Killedar the learned counsel for the applicant who has filed A.O. under Stamp No.20354 of 2005 but belatedly and hence this application for condonation of delay.

. As per the office record the delay caused is of 49 days. It has been stated that the applicant and respondent no.1 being husband and wife, there were talks for compromise and when the talks failed, the husband decided to file an appeal. Thus the applicant has made out a case for condonation of delay but subject to costs.

. Hence the application is allowed by condoning the delay of 49 days subject to payment of costs quantified at Rs.1000/- and to be remitted to the Maharashtra State Legal Services Authority within a period of two weeks from today. List the appeal for admission on 24th October, 2005.

(B.H. Marlapalle,J.)